



**State of New Jersey**  
**DEPARTMENT OF HUMAN SERVICES**  
**DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES**  
**CN 712**  
**TRENTON, NEW JERSEY 08625**  
**(609) 588-2600**

ALAN J. GIBBS  
Commissioner

SAUI

**MEDICAID COMMUNICATION NO:** 91-29      **DATE:** December 30, 1991

**TO:** County Welfare Agency Directors

**SUBJECT:** New Jersey Care...Special Medicaid Programs; Expansion

On December 20, 1991, Governor Florio signed legislation which provides for an expansion of the New Jersey Care program to include children born after September 3, 1983 who have not attained the age of 19 whose family's income is less than 100 percent of the federal poverty level. The statute specifies that the expanded coverage is effective immediately. Therefore, coverage is available for all eligible children who are aged six and seven years and for those eight year-old children who became age eight subsequent to September 30, 1991. This distinction is critical to avoid errors so we ask your special attention to this age issue.

Because this expansion is effective immediately, and because New Jersey employs full month eligibility, coverage of the newly eligible children is available beginning December 1, 1991. For applicants applying on or before December 31, 1991, eligibility, if appropriate, shall be established effective December 1, 1991. For individuals applying in January, February, or March of 1992, retroactive eligibility is available for unpaid bills for the month of December. No retroactive coverage is available for any month prior to December 1991 for any of the newly eligible population.

Attached are amendments to the New Jersey Care Manual in Administrative Code form reflecting the provisions of this expansion. These changes are being submitted to Commissioner Gibbs for his approval as an emergency adoption and a concurrent proposal. Should there be any changes prior to their adoption, you will be immediately notified. Also attached is a chart of the income eligibility levels by household size. You are reminded that, like the other covered children under the New Jersey Care program, eligibility is considered without regard to resources. Additionally attached is an updated list of program status codes for use with pregnant women and children.

Medicaid Communication No: 91-29

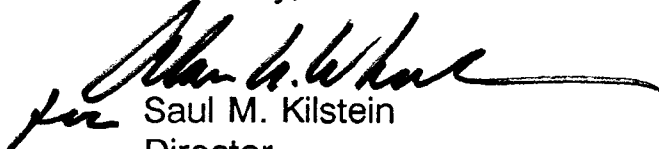
Page 2

will generally be accomplished by the completion of an FD-335. Children determined eligible under this program expansion shall be assigned a program status code (PSC) of 383.

Please note, the attached poverty level figures are those in use for calendar year 1991. These figures are due to be updated for calendar year 1992 in the near future. Therefore, for children who are marginally ineligible because of income under the 1991 poverty levels, the case should not be immediately denied but rather pended until the new 1992 figures are promulgated. We expect to have the new figures some time in February 1992.

Questions concerning this communication should be referred to the field service staff assigned to your county.

Sincerely,

  
Saul M. Kilstein  
Director

SMK:RHh

Attachments

cc: Marion E. Reitz, Director  
Division of Economic Assistance

Nicholas Scalera, Director  
Division of Youth and Family Services

New Jersey Care  
100% Federal Poverty Level  
1991

| Household Size     | Income Limit |
|--------------------|--------------|
| 1                  | \$551        |
| 2                  | 740          |
| 3                  | 928          |
| 4                  | 1,116        |
| 5                  | 1,305        |
| 6                  | 1,493        |
| 7                  | 1,681        |
| 8                  | 1,869        |
| 9                  | 2,057        |
| 10                 | 2,245        |
| each<br>additional | + 18         |

| Program Status Code | Age/Pregnancy            | Income Criteria                                      |
|---------------------|--------------------------|--|
| 480                 | Child under age 2        | Equal to or less than 100% of poverty                |
| 490                 | Pregnant woman           | Equal to or less than 100% of poverty                |
| 481                 | Child under age 2        | Between 100% and 133% of poverty                     |
|                     | Child age 2 to 6         | Between the AFDC income standard and 133% of poverty |
| 491                 | Pregnant woman           | Between 100% and 133% of poverty                     |
| 482                 | Child under age 1        | Between 133% and 185% of poverty                     |
| 492                 | Pregnant women           | Between 133% and 185% of poverty                     |
| 483                 | Child born after 9/30/83 | Equal to less than 100% of poverty                   |

## 10:72-1.1 Program scope

- (a) (No change.)
- (b) Medicaid eligibility under the provisions of this chapter is limited to:
  - 1. Pregnant women; and
  - 2. Children under the age of six years[.] and children born after September 30, 1983 who have:
    - i. effective December 1, 1991, attained the age of six, seven, or eight,
    - ii. effective October 1, 1992, attained the age of nine,
    - iii. effective October 1, 1993, attained the age of ten,
    - iv. effective October 1, 1994, attained the age of 11,
    - v. effective October 1, 1995, attained the age of 12,
    - vi. effective October 1, 1996, attained the age of 13,
    - vii. effective October 1, 1997, attained the age of 14,
    - viii. effective October 1, 1998, attained the age of 15,
    - ix. effective October 1, 1999, attained the age of 16,
    - x. effective October 1, 2000, attained the age of 17, and,
    - xi. effective October 1, 2001, attained the age of 18.
  - 3. (No change.)
- (c) Retroactive Medicaid eligibility is available beginning with the third month prior to the month of application

services. In order to qualify for retroactive coverage, an individual need not be determined eligible at the time of application for Medicaid benefits. Application for retroactive Medicaid coverage may be made on behalf of a deceased person so long as the person was alive during a portion of the three month period immediately prior to the month of application and he or she has unpaid medical expenses for Medicaid covered services.

- i. Retroactive Medicaid coverage is not available under the provisions of this chapter for [pregnant women and children up to the age of one whose income exceeds 133 percent of the federal poverty guideline for any period prior to July 1, 1991] a child for any period prior to the effective date of program coverage for the age of the child.

#### 10:72-3.4 Eligible persons

- (a) The following persons who meet all eligibility criteria of this chapter are eligible for Medicaid benefits:

1. (No change.)
2. Children under the age six years, and children born after September 30, 1983 who have; [of the following ages:
  - i. Through September 30, 1987, children under the age of one year; and
  - ii. Effective October 1, 1987, children under the age of two years;]
    - i. effective December 1, 1991, attained the age of six, seven, or eight,
    - ii. effective October 1, 1992, attained the age of nine,
    - iii. effective October 1, 1993, attained the age of ten,
    - iv. effective October 1, 1994, attained the age of 11,
    - v. effective October 1, 1995, attained the age of 12,
    - vi. effective October 1, 1996, attained the age of 13,

vii. effective October 1, 1997, attained the age o  
14,

viii. effective October 1, 1998, attained the age o  
15,

ix. effective October 1, 1999, attained the age o  
16,

x. effective October 1, 2000, attained the age o  
17, and,

xi. effective October 1, 2001, attained the age o  
18.

3.-7. (No change.)

#### 10:72-4.1 Income eligibility limits

- (a) Income limits for Medicaid for aged, blind, and disabled persons, as well as children aged six years or older covered under the provisions of this chapter will be based on 100 percent of the poverty income guidelines as defined by the U.S. Department of Health and Human Services in accordance with sections 652 and 673(2) of the Omnibus Budget Reconciliation Act of 1981 (Pub.L. 97-35). The monthly income standard will be one-twelfth of the annual poverty income guideline rounded down to the next whole dollar amount for household unit sizes of one and two for aged, blind, and disabled individuals and for the appropriate family size for children aged six years or over. The annual revision to the federal poverty

section with the first day of the year for which the poverty income guideline is promulgated.

(b) through (d) (No change.)